

Minutes

Special Bar Harbor Town Council Meeting

March 31, 2009

- I. CALL TO ORDER - 7:00 P.M.** – In attendance were Councilors: Ruth Eveland, Robert Garland, Paul Paradis, Sandy McFarland, Julia Schloss, Greg Veilleux, Robert Jordan, Jr.; and Town Manager Dana Reed.

Also in attendance were Warrant Committee members: Mike Gurtler, Millard Dority, Linda Martin, Scott Hammond, John Dargis, Amanda Kendall, Diane Kopec, Susan Richardson, Ray Turner, Lisa Tweedie, Cas Dowden, Erik Torbeck, James Kitler, and Emily Henry.

- II. ADOPTION OF THE AGENDA** - Mr. Paradis, with second by Ms. Schloss, moved to adopt the agenda as presented and amended by Councilor Jordan to add Council Comments, with the exception of adding an item after item III for the possible signing of an amended order to place on the June 2, 2009 Town Meeting Warrant the article for approval of Bonds for Town of Bar Harbor Building Construction and Infrastructure Financing. Motion passed 7-0.

- III. FY10 BUDGET PREPARATION:** *Meeting with the Warrant Committee to resolve any differences.* – Warrant Committee Chair Mike Gurtler summarized the March budget meetings and explained the Committee's recommendations. Following discussion, the Town Council took the following action.

- **Planning Department Fees**

Ms. Schloss, with second by Mr. Veilleux, moved to increase the Planning Department fee schedule revenues by \$2,624. Motion passed 6-1 (Nay: Mr. Garland).

- **School Department Adjustments**

Mr. Paradis, with second by Mr. Veilleux, moved to adjust the four School Department accounts as presented in the Budget Adjustments by the Warrant Committee dated March 31, 2009. Motion passed 7-0.

- **Parks and Recreation Budget**

Ms. Schloss, with second by Mr. Veilleux, moved that Councilor Sandy McFarland has a conflict of interest on this issue due to being a director on the

YMCA Board of Directors. Motion passed 5-1-1 (Nay: Mr. Jordan, Recused: Mr. McFarland).

Ms. Schloss, with second by Mr. Veilleux, moved to include \$47,996 in the Parks and Recreation budget for the YMCA with the understanding that under purview of the Parks and Recreation Committee, we will work towards a fee for service relationship between the Town and the YMCA to be implemented into the FY11 budget.

Following much discussion, Mr. Garland, with second by Mr. Veilleux, moved the question. Motion passed 6-0-1 (Recused: Mr. McFarland).

The main motion passed, 4-2-1 (Nay: Ms. Eveland, Ms. Schloss; Recused: Mr. McFarland).

- IV. Bond Financing Order: Public Works Projects FY10 - Possible signing of an amended order to place on the June 2, 2009 Town Meeting Warrant the article for approval of Bonds for Town of Bar Harbor Building Construction and Infrastructure Financing.** – Mr. Paradis, with second by Mr. Veilleux, moved to sign the amended Town Council Order to place the approval of bond financing for the Town of Bar Harbor Building Construction and Infrastructure on the June 2 portion of the Town Meeting Warrant. Motion passed 7-0.

V. COUNCIL COMMENTS AND SUGGESTIONS FOR NEXT AGENDA:

Mr. Jordan announced the Criterion marquee is back and invited everyone to join in on the lighting festivities on Thursday, April 9. Starting at 6:30 p.m. there will be a brief presentation, 7:15 p.m. the lighting of the marquee, and at 7:30 p.m. free admission to a pre-recorded E Street Bruce Springsteen performance in Barcelona, Spain.

Mr. Veilleux thanked the Public Works crew for the early spring cleanup and sprucing up in the downtown area. He appreciated their support in keeping the streets and landscape inviting to visitors.

Mr. McFarland stated that he understood the Town's Code of Ethics required his recusal for tonight's earlier agenda item. He noted that he checked with an attorney and under the State of Maine Code of Ethics he was in compliance not recusing himself previously.

VI. MATTERS FOR POSSIBLE EXECUTIVE SESSION:

- A. Town Manager's Contract Renewal** – *(To be held in executive session as permitted by 1 MRSA 405.6.A for discussion or consideration of a personnel matter.)* - Mr. Paradis, with second by Mr. Veilleux, moved to

go into executive session at 7:50 p.m., following a break, as permitted by 1
MRSA 405.6.A for discussion or consideration of a personnel matter.
Motion passed 7-0. Council entered into executive session at 7:55 p.m.
Council came out of executive session at 8:24 p.m.

- VII. ADJOURNMENT** – Mr. Paradis, with second by Mr. Veilleux, moved to
adjourned at 8:25 p.m. Motion passed 7-0.

Paul Paradis, Secretary